

RESOLUTION

PROJECT RESOLUTION FOR PROFESSIONAL ENGINEERING SERVICES FOR MIDDLEBROOK SANITARY SEWER PUMPING STATION – PHASE 2 IMPROVEMENT PROJECT TO PENNONI ASSOCIATES, INC. (24 COMMERCE STREET, SUITE 300, NEWARK, NJ 07102) IN THE AMOUNT OF \$162,700.00, FUNDED THROUGH THE 21-13 SEWER BOND ORDINANCE

WHEREAS, the Township of Bridgewater requires Professional Engineering Services for the Improvements to the Middlebrook Sanitary Sewer Pumping Station – Phase 2; and

WHEREAS, this Project will require professional Engineering Services for the purposes of reviewing the existing conditions, determining, recommending, and designing the construction remedy, obtaining required permits, submitting construction cost estimate, preparing construction plans and specifications, preparing bid summaries and preparing recommendations for award of contract for the Middlebrook Sanitary Sewer Pumping Station – Phase 2 Improvement Project; and

WHEREAS, a notice of advertisement for bids and an Invitation to Bid were prepared and advertised in accordance with the Local Public Contracts Law; and

WHEREAS, Michael Pappas, the Township Administrator has determined and certified in writing that the value of this Project will exceed \$17,500.00, that document being entitled Certificate of Value; and

WHEREAS, Pennoni Associates, Inc. has completed and submitted a Business Entity Disclosure Certification to the Township, prior to the adoption of this Resolution, which certifies that Pennoni Associates, Inc. (including any individual with an ownership “interest” or control of more than 10% of its profits or assets or 10% of its stock, if a corporation, or any of its principals, partners, officers or directors or their spouses) has not made any reportable contributions to a political or candidate committee in the name of Michael Kirsh, Allen Kurdyla, Howard Norgalis, Filipe Pedroso, and Timothy Ring, members of the Bridgewater Township Council and/or Mayor Matthew Moench, it being understood that the contract will prohibit Pennoni Associates, Inc. from making any reportable contributions, contrary to N.J.S.A. 19:44A-20.5, through the term of their contract with the municipality; and

WHEREAS, Pennoni Associates, Inc. has submitted a New Jersey Business Registration Certificate prior to the adoption of this Resolution; and

WHEREAS, Pennoni Associates, Inc. has completed and submitted to the Township, the necessary documents in accordance with the New Jersey Local Unit “Pay to Play” Laws (N.J.S.A. 19:44A-20.4 et. seq.):

WHEREAS, pursuant to the New Jersey Local Unit “Pay to Play Law, N.J.S.A. 19:44A-20.4 et seq., the Township has sought qualified professionals, namely New Jersey licensed engineers and surveyors, to provide the services through the use of a “fair and open process,” as defined in N.J.S.A. 19:44A-20.7; and

WHEREAS, the Township Council deems it in the best interests of the Township to award this Project to Pennoni Associates, Inc. to provide the services delineated in the proposal and wishes to award this Project thereto; and

WHEREAS, the availability of funds has been certified by Holman Frenia Allison, P.C., Acting Chief Financial Officer, who shall make an appropriate entry into the Township’s encumbrance system pursuant to N.J.A.C. 5:30-5.1 and 5.2, and said certification being attached to the resolution.

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution authorizing the award of contracts for “Professional Services” without competitive bidding must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Bridgewater that the services herein contemplated shall be awarded pursuant to the aforementioned open-ended contract between the Township and Pennoni Associates, Inc. to provide the aforementioned Engineering Services reflected in the proposal in the sum of \$162,700.00 which includes the design of the Improvements to the Middlebrook Sanitary Sewer Pump Station – Phase 2, and this resolution constitutes the “Project Resolution” referenced in the aforementioned contract authorizing the provision of services thereunder;

BE IT FURTHER RESOLVED, that the Business Disclosure Entity Certification, Determination of Value Certification, Political Contribution Disclosure Form and Stockholder Disclosure Certification referenced above be placed on file with this resolution;

BE IT FURTHER RESOLVED, that the Mayor, Matthew Moench, and Township Clerk, Linda Doyle, are hereby authorized to execute any supplemental contract, if required, and any and all related documents reflected in the proposal with Pennoni Associates, Inc. to take any and all actions necessary to complete and realize the intent and purpose of this Resolution;

BE IT FURTHER RESOLVED, that the compensation to be paid to Pennoni Associates, Inc. shall be based on the proposal submitted by Pennoni Associates, Inc. with the understanding that total compensation for performance under this Project Resolution shall not exceed \$162,700.00.

BE IT FURTHER RESOLVED that a copy of this resolution shall be publicly advertised pursuant to NJSA 40A:11-5 et seq.

Introduced	Seconded	Council	Aye	Nay	Abstain	Absent
		Kurdyla				✓
✓		Norgalis	✓			
		Pedroso	✓			
	✓	Ring	✓			
		Kirsh	✓			

Adopted: March 16, 2023